

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**JOHNNIE SIMMONS**

**v.**

**MARK GARMAN, ET AL.**

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**CIVIL ACTION NO. 19-2624**

**ORDER**

This 14th day of July, 2025, for the reasons set forth in the accompanying memorandum, it is hereby **ORDERED** that the Commonwealth's Objections to the Report and Recommendation (ECFs 66, 67) are **SUSTAINED**, and Petitioner's Request for Relief regarding his *Brady* claim is **DENIED**. Petitioner's Request for Leave to File Objections addressed to the Report and Recommendation's conclusions about the sufficiency of the evidence is **GRANTED**.

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/s/ Gerald Austin McHugh  
United States District Judge